



# THE FAMILY LINES RAIL SYSTEM

500 Water Street · Jacksonville, Florida 32202 · Telephone (904) 359-3100

RECORDATION NO. *6961-C* FILE 1428

December 15, 1981

LAW DEPARTMENT

Writer's direct  
telephone line:

DEC 31 1981 -9 50 AM

INTERSTATE COMMERCE COMMISSION

Ms. Agatha Mergenovich  
Secretary  
Interstate Commerce Commission  
Washington, D. C. 20423

*L365A030*  
No. *DEC 31 1981*  
Date *10.00*  
Fee \$ *0.00*  
*at*  
ICC Washington, D. C.

Dear Madam Secretary:

*This one is 6961-C*

There are transmitted to you herewith for filing and recordation, pursuant to 49 U.S.C. Section 11303, four duly executed counterparts of an Agreement of Partial Release dated as of December 15, 1981 between Seaboard Coast Line Railroad Company, whose address is 500 Water Street, Jacksonville, Florida 32202, and Louisville and Nashville Railroad Company, whose address is 500 Water Street, Jacksonville, Florida 32202.

By this Agreement of Partial Release, Seaboard Coast Line Railroad Company released and transferred to Louisville and Nashville Railroad Company the following equipment covered by that Lease of Railroad Equipment dated as of March 1, 1973, which was filed and recorded with the Interstate Commerce Commission on March 19, 1973 and assigned Recordation No. 6961:

Six (6) 100-ton covered hopper cars bearing the Louisville and Nashville Railroad Company's road numbers 241287, 241288, 241307, 241326, 241327 and 241407.

Attached hereto is a draft payable to the Interstate Commerce Commission to cover the recordation fee for said Release.

This letter of transmittal is signed by an officer of Louisville and Nashville Railroad Company designated for the purpose hereof - who has knowledge of the matters set forth herein.

DEC 31 9 45 AM '81

After recordation, please return the recorded counterparts of said Release to:

Mr. Allen H. Harrison, Jr.  
Wilmer, Cutler & Pickering  
1666 K Street, N.W.  
Washington, D. C. 20006

Respectfully yours,

Louisville and Nashville Railroad Company

By David M. Yearwood  
David M. Yearwood  
General Attorney

DEC 31 1981 -9 50 AM  
INTERSTATE COMMERCE COMMISSION

AGREEMENT OF PARTIAL RELEASE dated as of December 15, 1981 by and between Seaboard Coast Line Railroad Company (the "Lessor"), a Virginia corporation and Louisville and Nashville Railroad Company, (the "Lessee") a Kentucky corporation.

WITNESSETH:

WHEREAS, the Lessor and the Lessee have entered into a Lease of Railroad Equipment dated as of March 1, 1973 (the "Lease") covering 100 70-ton box cars and 200 100-ton box cars; and

WHEREAS, the Lease was filed and recorded with the Interstate Commerce Commission, pursuant to Section 20c of the Interstate Commerce Act, on March 19, 1973 and assigned Recordation No. 6961; and

WHEREAS, six (6) 100-ton covered hopper cars bearing the Lessee's road numbers 241287, 241288, 241307, 241326, 241327 and 241407 have suffered Casualty Occurrences (the "Destroyed Cars"); and

WHEREAS, the Lessee desires to obtain the release of the Destroyed Cars from the Lease for which it has or will make a Casualty Value payment, and the Lessor is willing to consent thereto.

NOW, THEREFORE, the Lessor does hereby release the Destroyed Cars from the terms and conditions of the Lease.

The Lessee agrees to make the Casualty Value payment for the Destroyed Cars as and when required by the Lease.

The Lessee will cause this Agreement to be filed and recorded with the Interstate Commerce Commission pursuant to 49 U.S.C. Section 11303.

This Agreement may be simultaneously executed in two or more counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute but one and the same instrument, which shall be sufficiently evidenced by any such original counterpart.

IN WITNESS WHEREOF, the Lessor and the Lessee have caused this Agreement to be executed by their respective officers hereunto duly authorized and their respective corporate seals to be hereunto affixed, duly attested as of the day and year first above written.

SEABOARD COAST LINE RAILROAD COMPANY

By

  
Director of Finance

ATTEST:

  
Assistant Secretary

LOUISVILLE AND NASHVILLE RAILROAD COMPANY

By

  
Director of Finance

ATTEST:

  
Attesting Officer

STATE OF FLORIDA     )  
                              ) SS:  
COUNTY OF DUVAL     )

On this 22nd day of December, 1981, before me personally appeared David D. Owen, to me personally known, who, being by me duly sworn, says that he is Director of Finance of Seaboard Coast Line Railroad Company, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Brenda S. Kelly  
Notary Public

NOTARY PUBLIC, STATE OF FLORIDA  
My commission expires Oct. 5, 1985  
Bonded by American Fire & Casualty Company

My Commission expires

NOTARIAL SEAL

STATE OF FLORIDA     )  
                              ) SS:  
COUNTY OF DUVAL     )

On this 22nd day of December, 1981, before me personally appeared David D. Owen, to me personally known, who, being by me duly sworn, says that he is Director of Finance of Louisville and Nashville Railroad Company, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

NOTARY PUBLIC, STATE OF FLORIDA  
My commission expires Oct. 5, 1985  
Bonded by American Fire & Casualty Company

My Commission expires

NOTARIAL SEAL

Brenda S. Kelly